

Attorney Docket No. 37998XGA

the art can then practice the claimed invention e.g. by presenting such costs to a user for a user's decision. As described at page 315, lines 13-18, the processing circuitry may deliver a voice message prompting the user to select (e.g. via a keypad on the telephone) either internet or telephone switching system routing. It is respectfully urged that the specification is clearly enabling with respect to the last clause of claim 26 as now presented, and that the claim language is clearly appropriate for defining the elected subject matter. Applicant respectfully urges that claim 26 as now presented is of reasonable scope in light of the disclosure, and should not be required to be arbitrarily further limited.

Applicant is presenting further claims taking account of the Examiner's comments concerning previous claim 26, and these claims are believed to be of appropriate scope for the same reasons as discussed with respect to present claim 26.

Applicant respectfully requests a favorable consideration of claim 26 as now presented, as avoiding the 35 U.S.C. § 112 rejection. Dependent claims 27, 28 and 35 - 37 add further limitations to present claim 26 (which is respectfully submitted to be allowable), and are likewise believed to be allowable.

Attached hereto is marked-up version of the changes made to claim 26 by the current amendment. **The attached page is captioned "Version with markings to show changes made."**

Applicant respectfully requests that the indicated amendments be entered and favorably considered.

CONCLUSION

In view of the foregoing remarks and for various other reasons, Applicant respectfully requests a favorable consideration of all of the claims as now presented, and a Notice of Allowance is courteously solicited.

CHANGE OF CORRESPONDENCE ADDRESS

Application respectfully calls attention to the enclosed CHANGE OF CORRESPONDENCE ADDRESS form.

Respectfully Submitted,



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- Enclosure: (1) Petition for a Two-Month Extension of Time.
(2) Change of Correspondence Address

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VERSION WITH MARKING TO SHOW CHANGES MADE

In the Claims:

Claim 26 has been amended as follows:

26. (Twice Amended) A telephone for use with a first network having a predetermined allocated bandwidth and a second network having a variable bandwidth, the telephone comprising:

~~a microphone~~

~~a user interface;~~

an interface circuit that selectively couples to the first and second networks, the first and second networks operating substantially independent of one another;

a user interface;

processing circuitry, coupled to the user interface and the interface circuit, that directs the interface circuit to select one of the first and second networks;

a microphone capable of being selectively coupled to the first and second networks via the interface circuit; and

an analog to digital converter that is coupled by the interface circuit between the microphone and the second network by under the control of the processing circuitry when the second network is selected;

wherein the processing circuitry responds to the user interface to determine which of the first and second networks to select.